

**SIXTIETH LEGISLATIVE DAY  
THURSDAY, MARCH 8, 2007**

House of Representatives

The House convened at 10 a.m., the Speaker in the Chair.

Roll call showed all 70 members present.

Prayer was offered by Representative Snodgrass.

The Pledge of Allegiance was led by Allison Shaffer, Page.

**Approval of Journal**

March 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-ninth Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

**Consideration of Messages from the  
Governor and the Senate**

March 7, 2007

Mr. Speaker:

I return herewith enrolled **H 78** and **H 141** which have been signed by the President.

WOOD, Secretary

Enrolled **H 78** and **H 141** were referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 7, 2007

Mr. Speaker:

I return herewith enrolled **HCR 10** which has been signed by the President.

WOOD, Secretary

Enrolled **HCR 10** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Secretary of State.

March 6, 2007

Mr. Speaker:

I transmit herewith **S 1128**, as amended, **S 1079**, as amended, as amended, and **S 1152**, as amended, which have passed the Senate.

WOOD, Secretary

**S 1128**, as amended, **S 1079**, as amended, as amended, and **S 1152**, as amended, were filed for first reading.

March 7, 2007

Mr. Speaker:

I transmit herewith **S 1156**, as amended, and **S 1172**, which have passed the Senate.

WOOD, Secretary

**S 1156**, as amended, and **S 1172** were filed for first reading.

**Report of Standing Committees**

March 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 287**, **H 288**, **H 289**, and **H 290**.

CLARK, Chairman

**H 290** was referred to the Resources and Conservation Committee.

**H 287**, **H 288**, and **H 289** were filed for second reading.

March 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have enrolled **H 60**, **H 156**, **H 43**, **H 44**, **H 58**, **H 116**, **H 27**, and **H 5**.

CLARK, Chairman

The Speaker announced he was about to sign enrolled **H 60**, **H 156**, **H 43**, **H 44**, **H 58**, **H 116**, **H 27**, and **H 5**, and, when so signed, ordered them transmitted to the Senate for the signature of the President.

March 8, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have transmitted enrolled **H 61**, **H 76**, **H 26**, and **H 106** to the Governor at 10:30 a.m., as of this date, March 7, 2007.

CLARK, Chairman

March 7, 2007

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have had under consideration **S 1151** and recommend that it do pass.

CLARK, Chairman

**S 1151** was filed for second reading.

March 7, 2007

Mr. Speaker:

We, your COMMITTEE ON BUSINESS, report that we have had under consideration **S 1107** and recommend that it do pass.

BLACK, Chairman

**S 1107** was filed for second reading.

March 7, 2007

Mr. Speaker:

We, your COMMITTEE ON RESOURCES AND CONSERVATION, report that we have had under consideration **SJM 103** and recommend that it do pass.

STEVENSON, Chairman

**SJM 103** was filed for second reading.

March 8, 2007

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration **S 1085**, **SJM 105**, and **SJM 106** and recommend that they do pass.

LOERTSCHER, Chairman

**S 1085**, **SJM 105**, and **SJM 106** were filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

**Introduction, First Reading, and Reference  
of Bills and Joint Resolutions**

**HOUSE BILL NO. 291  
BY APPROPRIATIONS COMMITTEE  
AN ACT**

APPROPRIATING MONEYS TO THE OFFICE OF THE STATE APPELLATE PUBLIC DEFENDER FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; AND DIRECTING THE ALLOCATION OF SALARY SAVINGS.

**HOUSE BILL NO. 292  
BY APPROPRIATIONS COMMITTEE  
AN ACT**

APPROPRIATING MONEYS TO THE SUPREME COURT FOR FISCAL YEAR 2008; AND APPROPRIATING MONEYS FROM THE GENERAL FUND TO THE GUARDIAN AD LITEM FUND.

**HOUSE BILL NO. 293  
BY APPROPRIATIONS COMMITTEE  
AN ACT**

APPROPRIATING MONEYS TO THE DEPARTMENT OF CORRECTION FOR FISCAL YEAR 2008; LIMITING THE NUMBER OF AUTHORIZED FULL-TIME EQUIVALENT POSITIONS; DIRECTING THE DISTRIBUTION OF THE FUNDING FOR EMPLOYEE COMPENSATION; DIRECTING THE USE OF SALARY SAVINGS; PROHIBITING THE TRANSFER OF PERSONNEL COST DOLLARS UNLESS AUTHORIZED BY THE BOARD OF EXAMINERS; REQUIRING THE DEPARTMENT OF CORRECTION TO COMPLY WITH THE OPEN COMPETITIVE BID PROCESS UNLESS THE BOARD OF EXAMINERS DECLARES AN EMERGENCY; EXPRESSING LEGISLATIVE INTENT WITH REGARD TO VIDEO-TELECONFERENCING;

REAPPROPRIATING UNEXPENDED AND UNENCUMBERED BALANCES OF THE GENERAL FUND; AND SETTING FORTH THE CONDITIONS FOR THE REAPPROPRIATION.

**HOUSE BILL NO. 294  
BY EDUCATION COMMITTEE  
AN ACT**

RELATING TO PUBLIC SCHOOL CERTIFICATED EMPLOYEES; AMENDING SECTION 33-514, IDAHO CODE, TO PROVIDE THAT CERTIFICATED INSTRUCTIONAL EMPLOYEES ON TRACK A MAY BE EMPLOYED ON A CATEGORY 1, 2 OR 3 CONTRACT, TO PROVIDE THAT CERTIFICATED INSTRUCTIONAL EMPLOYEES ON TRACK B MAY BE EMPLOYED ON A CATEGORY 1 OR CATEGORY 2 CONTRACT, TO CLARIFY REVIEW PROCEDURES FOR ALL SUCH EMPLOYEES ON A CATEGORY 2 CONTRACT, TO PROVIDE THAT CATEGORY 3 CONTRACT STATUS REQUIRES PLACEMENT ON TRACK A AND TO PROVIDE THAT A CERTIFICATED INSTRUCTIONAL EMPLOYEE TRANSFERRING FROM ANOTHER IDAHO SCHOOL DISTRICT MAY BE PLACED ON A CATEGORY 3 CONTRACT IF SUCH EMPLOYEE HAD PREVIOUSLY BEEN PLACED ON TRACK A; AMENDING SECTION 33-515, IDAHO CODE, TO PROVIDE THAT RENEWABLE CONTRACT STATUS SHALL NOT APPLY TO CERTIFICATED INSTRUCTIONAL EMPLOYEES ON TRACK B AND TO MAKE TECHNICAL CHANGES; AMENDING SECTION 33-1004A, IDAHO CODE, TO PROVIDE THAT THE CURRENT EXPERIENCE AND EDUCATION MULTIPLIER TABLE SHALL BE REFERRED TO AS TRACK A, TO CLARIFY APPLICATION OF THE TABLE TO SPECIFIED EMPLOYEES ON TRACK A AND TRACK B, TO CLARIFY FUNDING FOR EMPLOYEES ON TRACK A, TO PROVIDE A TRACK B, TO PROVIDE FUNDING CONDITIONS RELATIVE TO TRACK B STATUS, TO PROVIDE CONDITIONS APPLICABLE TO CERTIFICATED INSTRUCTIONAL EMPLOYEES PLACED ON TRACK B, TO REQUIRE THAT ALL MASTER CONTRACT AGREEMENTS BETWEEN A SCHOOL DISTRICT AND A LOCAL EDUCATION ASSOCIATION SHALL INCLUDE SEPARATE SALARY SCHEDULES, TO PROVIDE THAT SCHOOL DISTRICTS CHOOSING TO PAY HIGHER SALARIES SHALL USE A SEPARATE SALARY SCHEDULE, TO PROVIDE THE OPTION FOR CERTIFICATED INSTRUCTIONAL EMPLOYEES TO BE PLACED ON TRACK B, AND TO PROVIDE CONTINGENCY CONDITIONS IF CONVERSION FROM A CATEGORY 3 CONTRACT TO A CATEGORY 2 CONTRACT IS FOUND TO BE UNCONSTITUTIONAL OR IF PROPERTY RIGHTS ARE AFFECTED BY A COURT-IMPOSED DECISION; PROVIDING SEVERABILITY; AND PROVIDING AN EFFECTIVE DATE.

**HOUSE BILL NO. 295  
BY EDUCATION COMMITTEE  
AN ACT**

RELATING TO THE ROBERT R. LEE PROMISE

SCHOLARSHIP PROGRAM; AMENDING SECTION 33-4304, IDAHO CODE, TO REVISE THE PUBLIC POLICY STATEMENT TO INCLUDE REFERENCE TO ALL OF IDAHO'S STUDENTS; AMENDING SECTION 33-4306, IDAHO CODE, TO REVISE THE DEFINITIONS OF "ELIGIBLE CATEGORY A STUDENT" AND "HIGH SCHOOL RECORD" FOR CATEGORY A STUDENTS; AND AMENDING SECTION 33-4307, IDAHO CODE, TO PROVIDE A CORRECT CODE REFERENCE AND TO MAKE A TECHNICAL CORRECTION.

**H 291, H 292, H 293, H 294, and H 295** were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

**S 1128**, as amended, by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

**S 1079**, as amended, as amended, by Education Committee, was introduced, read the first time by title, and referred to the Education Committee.

**S 1152**, as amended, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

**S 1156**, as amended, by State Affairs Committee, was introduced, read the first time by title, and referred to the Commerce and Human Resources Committee.

**S 1172**, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

There being no objection, the House advanced to the Tenth Order of Business.

### Second Reading of Bills and Joint Resolutions

**H 282, H 283, H 284, H 285, and H 286**, by Appropriations Committee, were read the second time by title and filed for third reading.

**SCR 114 and S 1019**, by Judiciary and Rules Committee, were read the second time by title and filed for third reading.

**S 1148, S 1096, S 1091, and S 1092**, by Health and Welfare Committee, were read the second time by title and filed for third reading.

**HJM 5**, by Revenue and Taxation Committee, was read the second time by title and filed for third reading.

**S 1118, S 1130, and S 1133**, by Transportation Committee, were read the second time by title and filed for third reading.

**S 1120 and S 1081**, by Local Government and Taxation Committee, were read the second time by title and filed for third reading.

**S 1095 and S 1089**, as amended, by Education Committee, were read the second time by title and filed for third reading.

**S 1098**, by State Affairs Committee, was read the second time by title and filed for third reading.

### Third Reading of Bills and Joint Resolutions

Mr. Moyle asked unanimous consent that **H 245** be placed on General Orders for consideration. There being no objection, it was so ordered.

**H 255** was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mathews to open debate.

The question being, "Shall **H 255** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Ruchti, Rusche, Sayler, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 66.

NAYS -- None.

Absent and excused -- Moyle, Roberts, Schaefer, Smith(24). Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 255** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 228**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Anderson to open debate.

The question being, "Shall **H 228**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Ruchti, Rusche, Sayler,

Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 67.

NAYS -- None.

Absent and excused -- Roberts, Schaefer, Smith(24). Total -- 3.

Total -- 70.

Whereupon the Speaker declared **H 228**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 105**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Lake to open debate.

The question being, "Shall **H 105**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Bayer, Bedke, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Clark, Collins, Crane, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake, Loertscher, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Pence, Raybould, Ring, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Snodgrass, Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 60.

NAYS -- Barrett, Bell, Chavez, Chew, Durst, LeFavour, Luker, Pasley-Stuart, Ringo. Total -- 9.

Absent and excused -- Smith(24). Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 105**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 167**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Rusche to open debate.

The question being, "Shall **H 167**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker.

Total -- 66.

NAYS -- None.

Absent and excused -- Bayer, Clark, Kren, Snodgrass.

Total -- 4.

Total -- 70.

Whereupon the Speaker declared **H 167**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 53**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Hagedorn to open debate.

The question being, "Shall **H 53**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Labrador, Lake, LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayn, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 68.

NAYS -- None.

Absent and excused -- Kren, Snodgrass. Total -- 2.

Total -- 70.

Whereupon the Speaker declared **H 53**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that **H 146**, as amended, retain its place on the Third Reading Calendar for one Legislative Day. There being no objection, it was so ordered.

**H 187**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mrs. Wood(35) to open debate.

Pursuant to Rule 38(3), Mr. Hagedorn disclosed a conflict of interest regarding **H 187**, as amended.

The question being, "Shall **H 187**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bock, Boe, Bolz, Brackett, Bradford, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Durst, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henbest, Henderson, Jaquet, Killen, King, Kren, Labrador, Lake,

LeFavour, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Pasley-Stuart, Patrick, Pence, Raybould, Ring, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Shively, Smith(30), Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 69.

NAYS -- None.

Absent and excused -- Snodgrass. Total -- 1.

Total -- 70.

Whereupon the Speaker declared **H 187**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

**H 203**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Trail and Mr. Shirley to open debate.

Mr. Nonini asked unanimous consent that **H 203**, as amended, be returned to the Education Committee. Ms. Jaquet objected.

Mr. Nonini moved that **H 203**, as amended, be returned to the Education Committee. Seconded by Mr. Henderson.

The question being, "Shall the motion carry?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Brackett, Bradford, Chadderdon, Clark, Collins, Crane, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henderson, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Pence, Raybould, Ring, Roberts, Schaefer, Shepherd(8), Shirley, Smith(24), Snodgrass, Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 52.

NAYS -- Bock, Boe, Chavez, Chew, Durst, Henbest, Jaquet, Killen, King, LeFavour, Pasley-Stuart, Ringo, Ruchti, Rusche, Sayler, Shepherd(2), Shively, Smith(30). Total -- 18.

Absent and excused -- None.

Total -- 70.

Whereupon the Speaker declared the motion carried and **H 203**, as amended, was returned to the Education Committee.

**HCR 24**, as amended, was read the third time at length and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thayne to open debate.

Mr. Nonini asked unanimous consent that, pursuant to Rule 22, discussion of other bills be allowed in debate of **HCR 24**, as amended. There being no objection, it was so ordered.

The question being, "Shall **HCR 24**, as amended, be adopted?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bedke, Bell, Block, Bolz, Brackett, Bradford, Chadderdon, Clark, Collins, Crane, Edmunson, Eskridge, Hagedorn, Hart, Harwood, Henderson, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Pence, Raybould, Ring, Roberts, Schaefer, Shepherd(8), Shirley, Smith(24), Stevenson, Thayne, Trail, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 48.

NAYS -- Bilbao, Bock, Boe, Chavez, Chew, Durst, Henbest, Jaquet, Killen, King, LeFavour, Pasley-Stuart, Ringo, Ruchti, Rusche, Sayler, Shepherd(2), Shively, Smith(30). Total -- 19.

Absent and excused -- Bayer, Black, Snodgrass. Total -- 3.

Total -- 70.

Whereupon the Speaker declared **HCR 24**, as amended, adopted and ordered the resolution transmitted to the Senate.

Mr. Moyle moved that the House recess until 1 p.m. Seconded by Ms. Jaquet. Motion carried.

Whereupon the Speaker declared the House at recess until 1 p.m.

## RECESS

### Afternoon Session

The House reconvened at 1 p.m., the Speaker in the Chair.

Roll call showed 67 members present.

Absent and excused Black, Eskridge, Snodgrass. Total -- 3.

Total -- 70.

Prior to recess, the House was at the Eleventh Order of Business.

### Third Reading of Bills and Joint Resolutions

There being no objection, the House advanced to the Twelfth Order of Business.

### Consideration of General Orders

Mr. Moyle moved that the House do now resolve itself into a Committee of the Whole House for the consideration of General Orders. Seconded by Ms. Jaquet. Motion carried.

Whereupon the House resolved itself into a Committee of the Whole House for the consideration of General Orders with Mr. Bedke in the Chair.

When the Committee of the Whole House rose, the Speaker returned to the Chair and the House was in order.

### Report of the Committee of the Whole House

March 8, 2007

Mr. Speaker:

We, your COMMITTEE OF THE WHOLE HOUSE, report that we have had under consideration **H 270** and **H 245** and report them back without recommendation, amended as follows:

#### HOUSE AMENDMENT TO H 270

##### AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 26, delete "ten percent (10%)" and insert: "one-half of one percent (0.5%)".

#### HOUSE AMENDMENT TO H 245

##### AMENDMENTS TO SECTION 1

On page 2 of the printed bill, in line 2, delete "provided in this section" and insert: "beginning on and after January 1, 2008"; in line 3, delete "the following" and insert: "a percentage equal to an amount appropriated by the legislature to fund the property tax reduction provided by this section divided by ninety-two million eight hundred thousand dollars (\$92,800,000)."; delete lines 4 through 18; in line 19, delete "(3)" and insert: "(2)"; also in line 19, delete "final year of" and insert: "year in which the"; in line 20, delete ", including any" and delete lines 21 through 26 and insert: "equals one hundred percent (100%), all personal property shall be exempt from taxation. However, this section shall not prohibit the collection of any taxes levied for any prior year."; in line 46, delete "for personal property"; delete line 47 and insert: "by the legislature for that purpose, the county treasurer of"; in line 52, delete "For each year after the"; delete line 53; on page 3, delete lines 1 through 4 and insert:

"(b) Beginning in the year in which the personal property tax exemption provided in section 63-608(2), Idaho Code, becomes effective, the amount of reimbursement distributed to each taxing district and urban renewal agency under this section shall equal the amount distributed in the immediately preceding year. The reimbursement shall be paid from the amount provided in section 63-3638(9), Idaho Code.";

in line 5, delete "(b)" and insert: "(c)"; in line 13, delete "(c)" and insert: "(d)"; delete lines 14 and 15 and insert: "in any year shall not exceed the amount appropriated by the legislature for that year."; delete lines 16 through 32 and insert:

"(ii) If the appropriation for a particular year"; and delete lines 37 through 39 and insert:

"(d) Beginning in the year in which the personal property tax exemption provided in section 63-608(2), Idaho Code, becomes effective:".

##### AMENDMENTS TO SECTION 8

On page 10, in line 45, delete "63-610" and insert: "63-610(2)(b)"; and in line 48, delete "sections 63-607 and" and insert: "section".

##### CORRECTIONS TO TITLE

On page 1, in line 5, delete "PHASED-IN"; delete line 6 and insert: "TAXATION,"; in line 7, delete "STANCES,"; in line 9, delete ", TO PROVIDE FOR"; delete line 10; and in line 11, delete "DURES".

#### HOUSE AMENDMENT TO H 245

##### AMENDMENT TO SECTION 2

On page 6 of the printed bill, in line 25, following "homes," insert: "float homes".

##### AMENDMENTS TO SECTION 3

On page 7, in line 10, following "HOME" insert: ", FLOAT HOME"; in line 12, following "mobile home" insert: ", float home"; in line 15, following "mobile home" insert: ", float home"; in line 18, following "mobile home" insert: ", float home"; in line 20, following "mobile home" insert: ", float home"; in line 27, following "mobile home" insert: ", float home"; in line 30, following "mobile home" insert: ", float home"; in line 32, following "mobile home" insert: ", float home"; in line 33, following "mobile home" insert: ", float home"; in line 36, following "mobile homes" insert: ", float homes"; in line 39, following "homes" insert: ", float homes"; in line 42, following "mobile home" insert: ", float home"; in line 45, following "mobile home" insert: ", float home"; and in line 47, following "mobile home" insert: ", float home".

##### CORRECTION TO TITLE

On page 1, in line 14, following "HOME" insert: ", FLOAT HOME".

BEDKE, Chairman

Mr. Bedke moved that the report be adopted. Seconded by Mr. Moyle.

Whereupon the Speaker declared the report adopted.

**H 270**, as amended, and **H 245**, as amended, were referred to the Judiciary, Rules, and Administration Committee for engrossing.

The amendments were referred to Judiciary, Rules, and Administration committee for printing.

There being no objection, the House returned to the Eleventh Order of Business.

#### Third Reading of Bills and Joint Resolutions

At this time, Mr. Moyle took the chair.

**H 249**, as amended, was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker Pro Tem recognized Mrs. Wood(35) to open debate.

The question being, "Shall **H 249**, as amended, pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Block, Bolz, Brackett, Bradford, Chadderdon, Clark, Collins, Crane, Edmunson, Hagedorn, Hart, Harwood, Henderson, King, Kren, Labrador, Lake, Loertscher, Luker,

Marriott, Mathews, McGeachin, Mortimer, Moyle, Nielsen, Nonini, Patrick, Raybould, Ring, Roberts, Schaefer, Shepherd(8), Shirley, Shively, Smith(24), Stevenson, Thayn, Vander Woude, Wills, Wood(27), Wood(35), Mr. Speaker. Total -- 49.

NAYS -- Bock, Boe, Chavez, Chew, Durst, Henbest, Jaquet, Killen, LeFavour, Pasley-Stuart, Pence, Ringo, Ruchti, Rusche, Saylor, Shepherd(2), Smith(30), Trail. Total -- 18.

Absent and excused -- Black, Eskridge, Snodgrass. Total -- 3.

Total -- 70.

Whereupon the Speaker Pro Tem declared **H 249**, as amended, passed the House. Title was approved and the bill was ordered transmitted to the Senate.

Mr. Roberts asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one Legislative Day. There being no objection, it was so ordered.

There being no objection, the House returned to the Fourth Order of Business.

#### **Consideration of Messages from the Governor and the Senate**

March 8, 2007

Mr. Speaker:

I transmit herewith enrolled **S 1001, S 1002, S 1003, S 1012, S 1015, S 1018, S 1043, S 1049, S 1050, S 1055, S 1057, S 1058, S 1060, S 1061, S 1084, S 1086, S 1167, S 1168, S 1176, S 1177, SCR 105, SCR 108, SCR 109, and SCR 110** for the signature of the Speaker.

WOOD, Secretary

The Speaker announced he was about to sign enrolled **S 1001, S 1002, S 1003, S 1012, S 1015, S 1018, S 1043, S 1049, S 1050, S 1055, S 1057, S 1058, S 1060, S 1061, S 1084, S 1086, S 1167, S 1168, S 1176, S 1177, SCR 105, SCR 108, SCR 109, and SCR 110** and, when so signed, ordered them returned to the Senate.

March 8, 2007

Mr. Speaker:

I return herewith enrolled **H 221** which has been signed by the President.

WOOD, Secretary

Enrolled **H 221** was referred to the Judiciary, Rules, and Administration Committee for delivery to the Governor.

March 8, 2007

Mr. Speaker:

I transmit herewith **S 1169, S 1173, and S 1174** which have passed the Senate.

WOOD, Secretary

**S 1169, S 1173, and S 1174** were filed for first reading.

March 8, 2007

Mr. Speaker:

I return herewith **HCR 16, HJM 1**, as amended, and **HJM 3** which have passed the Senate.

WOOD, Secretary

**HCR 16, HJM 1**, as amended, and **HJM 3** were referred to the Judiciary, Rules, and Administration Committee for enrolling.

There being no objection, the House advanced to the Eighth Order of Business.

#### **Introduction, First Reading, and Reference of Bills and Joint Resolutions**

**S 1169**, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Business Committee.

**S 1173**, by State Affairs Committee, was introduced, read the first time by title, and referred to the State Affairs Committee.

**S 1174**, by Judiciary and Rules Committee, was introduced, read the first time by title, and referred to the Education Committee.

There being no objection, the House advanced to the Sixteenth Order of Business.

#### **Adjournment**

Mr. Bedke moved that the House adjourn until 10 a.m., Friday, March 9, 2007. Seconded by Mr. Saylor. Motion carried.

Whereupon the Speaker Pro Tem declared the House adjourned at 2:16 p.m.

LAWRENCE DENNEY, Speaker

ATTEST:

PAMM JUKER, Chief Clerk